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MONTANA LEGISLATIVE HISTORY

Chapter 140 19 87

Bill H 446 S _____ Original bill & history ___C

H. Committee on Agriculture		S. Committee on Agriculture	
Hearing Date(s) 1-30	✓C	Hearing Date(s) 3-4	___C
_____	___C	_____	___C
_____	___C	_____	___C
_____	___C	_____	___C
Date Out 2-6	✓C		

Did this bill originate in an interim committee? ___Yes ___No

Committee _____ Report _____

TRANSMITTED TO SENATE
2/16 REFERRED TO BUSINESS & INDUSTRY
3/11 HEARING
3/13 STATEMENT OF INTENT ATTACHED AS AMENDED
3/13 COMMITTEE REPORT--BILL CONCURRED
3/18 2ND READING CONCURRED 48 0
3/20 3RD READING CONCURRED 49 0

RETURNED TO HOUSE WITH AMENDMENTS
3/25 2ND READING AMENDMENTS CONCURRED 97 0
3/26 3RD READING AMENDMENTS CONCURRED 93 6
3/31 SIGNED BY SPEAKER
4/01 SIGNED BY PRESIDENT

4/01 TRANSMITTED TO GOVERNOR
4/06 SIGNED BY GOVERNOR
CHAPTER NUMBER 347 EFFECTIVE DATE: 10/01/87

HB 444 INTRODUCED BY RAMIREZ, ET AL.
ADJUST RATES FOR INDIVIDUAL INCOME TAX AND CORPORATION TAX TO PREVENT "WINDFALL"

1/24 INTRODUCED
1/24 REFERRED TO TAXATION
1/24 FISCAL NOTE REQUESTED
1/26 FISCAL NOTE RECEIVED
2/13 HEARING
3/19 TABLED IN COMMITTEE

HB 445 INTRODUCED BY COHEN, ET AL.
REMOVING REQUIREMENT THAT DEPARTMENT OF HEALTH & ENVIRONMENTAL SCIENCES' DIRECTOR BE A PHYSICIAN

1/24 INTRODUCED
1/24 REFERRED TO STATE ADMINISTRATION
2/04 HEARING
2/04 COMMITTEE REPORT--BILL NOT PASSED
2/05 ADVERSE COMMITTEE REPORT ADOPTED 73 24

HB 446 INTRODUCED BY SWITZER
SUSPEND BEEF RESEARCH AND MARKETING ASSESSMENT

1/26 INTRODUCED
1/26 REFERRED TO AGRICULTURE, LIVESTOCK & IRRIGATION
1/27 FISCAL NOTE REQUESTED
1/30 HEARING
2/02 FISCAL NOTE RECEIVED
2/07 COMMITTEE REPORT--BILL PASSED
2/10 2ND READING PASSED 96 0
2/11 3RD READING PASSED 95 1

TRANSMITTED TO SENATE
2/12 REFERRED TO AGRICULTURE, LIVESTOCK & IRRIGATION
3/04 HEARING
3/05 COMMITTEE REPORT--BILL CONCURRED
3/09 2ND READING CONCURRED 50 0
3/11 3RD READING CONCURRED 49 1

RETURNED TO HOUSE
3/14 SIGNED BY SPEAKER

3/14 SIGNED BY PRESIDENT

3/16 TRANSMITTED TO GOVERNOR
3/19 SIGNED BY GOVERNOR
CHAPTER NUMBER 140 EFFECTIVE DATE: 3/19/87

HB 447 INTRODUCED BY WINSLOW, ET AL.
CONSTITUTIONAL AMENDMENT LIMITING YEARS IN OFFICE FOR ELECTED OFFICIAL/JUDGE

1/26 INTRODUCED
1/26 REFERRED TO STATE ADMINISTRATION
2/06 HEARING
2/06 COMMITTEE REPORT--BILL NOT PASSED
2/07 ADVERSE COMMITTEE REPORT ADOPTED 75 23

HB 448 INTRODUCED BY WINSLOW, ET AL.
INCREASE FEE FOR DISSOLUTION OF MARRIAGE TO $38; DISPOSITION TO GENERAL FUND

1/26 INTRODUCED
1/26 REFERRED TO JUDICIARY
1/27 FISCAL NOTE REQUESTED
1/29 FISCAL NOTE RECEIVED
2/13 HEARING
2/18 TABLED IN COMMITTEE

HB 449 INTRODUCED BY MARKS, ET AL.
INVESTING PART OF RETIREMENT FUNDS AND COAL TAX TRUST IN VENTURE CAPITAL

1/26 INTRODUCED
1/26 REFERRED TO BUSINESS & LABOR
2/17 HEARING
2/17 COMMITTEE REPORT--BILL PASSED AS AMENDED
2/19 2ND READING PASSED AS AMENDED 78 9
2/21 3RD READING PASSED 83 9

TRANSMITTED TO SENATE
2/23 REFERRED TO BUSINESS & INDUSTRY
3/11 HEARING
3/18 COMMITTEE REPORT--BILL CONCURRED
3/23 2ND READING CONCURRED 28 17
3/25 3RD READING CONCURRED 31 18

RETURNED TO HOUSE
3/28 SIGNED BY SPEAKER
3/30 SIGNED BY PRESIDENT

3/30 TRANSMITTED TO GOVERNOR
4/03 SIGNED BY GOVERNOR
CHAPTER NUMBER 335 EFFECTIVE DATE: 10/01/87

HB 450 INTRODUCED BY PISTORIA, ET AL.
LIMITING USE OF MUNICIPAL PROFESSIONAL SERVICES CONTRACTS

1/26 INTRODUCED
1/26 REFERRED TO LOCAL GOVERNMENT
2/04 HEARING
2/14 COMMITTEE REPORT--BILL PASSED AS AMENDED
2/17 2ND READING PASSED 89 2
2/18 3RD READING PASSED 86 1

STATUS SHEET

50th LEGISLATIVE SESSION

AGRICULTURE, LIVESTOCK, & IRRIGATION COMMITTEE

HOUSE BILL NUMBER	ENTERED COM. DATE	DATE CON-SIDERED	OUT OF COM.	DO PASS DATE	DO NOT PASS DATE	DO PASS AS AMENDED DATE	DO NOT PASS AS AMENDED DATE	BE CON-CURRED IN DATE	BE NOT CON-CURRED IN DATE	BE CON-CURRED IN AMENDED DATE	BE NOT CONCURRED IN AS AMENDED DATE
360	1/21/87	1/28/87		1/28/87							
446	1/26/87	1/30/87		2/6/87							
458	1/26/87	2/11/87	tabled								
461	1/26/87	1/30/87		1/30/87							
516	1/28/87	2/6/87		2/6/87							
517	1/28/87	2/6/87				2/6/87					
591	2/4/87	2/13/87		2/13/87							
620	2/5/87	2/13/87		2/13/87							
628	2/5/87	2/9/87		2/9/87							
738	1/13/87	2/18/87		2/18/87							
778	2/17/87	2/20/87				2/21/87					
779	2/17/87	2/20/87		2/21/87							
804	2/18/87	2/21/87				2/21/87					
814	2/18/87	2/20/87				2/20/87					

e a separate sheet for Senate Bills, House Bills, and Resolutions.

#8

MINUTES OF THE MEETING
AGRICULTURE, LIVESTOCK & IRRIGATION COMMITTEE
50TH LEGISLATIVE SESSION
HOUSE OF REPRESENTATIVES

January 30, 1987

Representative Duane W. Compton, Chairman of the Agriculture, Livestock & Irrigation Committee, called the meeting to order at 1:00 p.m. in room 317 of the Capitol, Helena. All members were present, as was Tom Gomez, researcher.

Bills to be discussed were HB 446 and HB 461.

HOUSE BILL 446

Rep. Dean Switzer, District 28, sponsor of HB 446 mentioned that he had carried a bill into the statutes for beef cattle promotion, and this bill intends to take that 25 cent fee back out of the statutes, depending on whether the $1.00 National Beef Council checkoff either passes or fails in the referendum. HB 446 would suspend the beef research and marketing assessment of 25 cents presently being collected by the county treasurer of each county, provides for an immediate effective date, and has a retroactive application.

The 25 cents per head checkoff would be suspended for 1987, and if the $1.00 referendum passes, the Department of Livestock would certify to the Governor that the 25 cent fee is to be suspended for 1988 also. If the referendum passes, it would nullify collection of the 25 cents, and HB 446 provides for an automatic refund for any collections made for 1987 and 1988.

PROPONENTS

Kim [illegible]ud, representing Montana Association of State Grazing Districts, Montana Cattlewomen, and Montana Stockgrowers, said they are in support of HB 446. They support the National Beef Council program, but think when producers are paying $1.00 per head checkoff for beef promotion, they should not have to pay the 25 cents also. See exhibit #1.

Claribel Bonine, WIFE, is in favor of HB 446.

Stuart Doggett, Montana Chamber of Commerce, supports HB 446.

Les Graham, Director of the Department of Livestock, supports HB 446. See exhibit #2.

Mons Teigen, Montana Beef Council supports HB 446.

OPPONENTS - None

QUESTIONS FROM THE COMMITTEE

Rep. Cody asked Mr. Graham if we are getting any feedback to Montana from this $1.00 checkoff the Beef Council is collecting. How does that $1.00 work? Mr. Graham stated it is a federal act that 50 cents of that $1.00 must go to the National. The Montana Beef Council had to be certified so that the $1.00 could be collected. The Montana council has traditionally sent 80% of their portion on to the national program. They have been keeping 10 cents in Montana, and that is at their discretion, but they could change. They will be sending about 80 cents.

Rep. Campbell asked Mr. Graham about the states that apply for a refund. Mr. Graham explained section six says that it is a voluntary program, but they must apply within 30 days of sale of the cattle for a refund. Since this will no longer be a state law, there will be no proof of sale required.

Rep. Switzer closed, recommending HB 446 get a DO PASS.

HOUSE BILL 461

Rep. Dick Corne', District 77, Bozeman, said HB 461 would generally revise the laws pertaining to apiary activities by increasing registration fees; providing for inspection fees; and providing for the detection, quarantine, and destruction of diseased or pest honeybees; amends several sections; and provides an effective date.

HB 461 will basically do three things: broaden the scope of the present law so that africanized honeybees will be detected and destroyed; registration fees will be increased; the word "pest" is inserted into the statute.

Africanized honeybees are spreading northward at the rate of 400 miles per year, and they are expected to spread into the southern part of the U.S. by 1988-89. Many American honeybees are wintered in the south and may become africanized if a queen african bee mates with an American honeybee. Africanized bees are defined as being a pest so HB 461 inserts the word pest into the law. The proposed 58% increase in registration and inspection fees will bring an additional $5,000 into the general fund. (See attached Bill Summary)

obligations". The motion was seconded. The amendments were adopted unanimously. See exhibit #5. Rep. Cody then moved HB 517 DO PASS AS AMENDED. Rep. Giacometto seconded the motion and it was unanimously adopted.

HOUSE BILL 446

Rep. Giacometto moved HB 446 DO PASS. Rep. Campbell seconded the motion and it was unanimously adopted. The bill suspends the 25 cents collected for beef marketing and research. There is now $1.00 collected for each animal sold for marketing and research at the federal level.

HOUSE BILL 461 needs a Statement of Intent.

HOUSE BILL 323

Rep. Keller moved HB 323 BE TABLED. He was the sponsor of this bill and he did not want to continue with it. It had not been heard in a committee meeting.

HOUSE BILL 516

Rep. Giacometto moved HB 516 DO PASS. Rep. Marian Hanson seconded the motion and it was unanimously adopted.

ADJOURNMENT

There being no further business to come before this committee, the hearing was adjourned at 2:30 p.m.

The next meeting would be at 2:00 p.m. Monday, February 9 to hear HB 628.

Duane W. Compton, jl
REP. DUANE W. COMPTON, Chairman

STANDING COMMITTEE REPORT

February 6 19 87

Mr. Speaker: We, the committee on AGRICULTURE, LIVESTOCK & IRRIGATION

report HOUSE BILL 446

☒ do pass
☐ do not pass

☐ be concurred in
☐ be not concurred in

☐ as amended
☐ statement of intent attached

REP. DUANE W. COMPTON Chairman

1st White
reading copy (color)

CHAIRMAN--SEN. PAUL BOYLAN
NORMAL SCHEDULE==> SITE: ROOM 413/415 DAYS: M-W-F TIME: 1:00 P.M.

SECRETARY-RITA TENNESON

--BILL NO---	REFER DATE---	HEARING DATE---	CONSIDERATION DATES	COMMITTEE ACTION	REREFERRED TO COMM	DATE OUT
HB0059	1/22	2/02		TABLED		2/06
HANSON, MARIAN			RESPONSIBILITY OF ADJACENT LANDOWNERS TO MAINTAIN FENCES			
HB0061	1/21	1/30		CONCUR		1/30
HARPER, HAL			REVISE NOXIOUS WEED MANAGEMENT FUNDING			
HB0091	1/21	1/30		CONCUR		1/30
HAYNE, HARRIET			ELIMINATES THE TERMINATION DATE FOR THE "AGRICULTURE IN THE SCHOOLS PROGRAM"			
HB0108	1/22	2/02		CONCUR		2/02
SIMON, BRUCE			REPEALING LAWS RELATING TO THE CONTROL OF DUTCH ELM DISEASE			
HB0184	1/28	2/04		CONCUR		2/04
BRANDEWIE, RAY			REQUIRES THE DEPT OF AGRICULTURE TO ESTABLISH FEES FOR APPLE INSPECTION			
HB0220	3/02	3/13		CONCUR AS AMENDED		3/13
DEMARS, GENE			GENERALLY REVISE THE AGRICULTURAL SEED LAWS			
HB0275	4/03	4/06		CONCUR AS AMENDED		4/06
RAPP-SVRCEK, PAUL			APPROPRIATION FOR AGRICULTURAL LOAN LINKED DEPOSIT PROGRAM			
HB0331	1/29	2/06		CONCUR		2/06
BRADLEY, DOROTHY			REVISE NOTICE OF A HEARING FOR A CERTIFICATE TO OPERATE A LIVESTOCK MARKET			
HB0360	2/02	2/09		CONCUR		2/09
DEMARS, GENE			CHANGE NAME OF MONTANA WHEAT RESEARCH AND MARKETING COMMITTEE			
HB0446	2/12	3/04		CONCUR		3/04
SWITZER, DEAN			SUSPEND BEEF RESEARCH AND MARKETING ASSESSMENT			
HB0461	3/02	3/09		CONCUR		3/09
CORNE, DICK			REVISE APIARY LAW			

MINUTES OF THE MEETING
AGRICULTURE, LIVESTOCK AND IRRIGATION
MONTANA STATE SENATE

March 4, 1987

The Agriculture, Livestock and Irrigation Committee meeting was called to order on the above date in Room 415 of the State Capitol at 1 p.m. by Chairman Boylan.

ROLL CALL: All members present except for Senators Galt, Kolstad and Story who were excused.

CONSIDERATION OF HOUSE BILL 446: Representative Dean Switzer, House District 28, told the committee that this bill suspends the 25 cents per head beef promotion tax in the State of Montana for the year 1987 and until the referendum is held on the national dollar checkoff in 1988. He said if the national referendum should fail, the Department of Livestock will have authority to reinstate the 25 cents and if the national referendum passes, the suspension will remain in effect.

PROPONENTS: Les Graham, from the Montana Department of Livestock, spoke in support. Exhibit #1

Carol Mosher, representing the Montana Stockgrowers and the Montana Cattlewomen, also spoke in support.

OPPONENTS: There were none.

QUESTIONS FROM THE COMMITTEE: Senator Lybeck asked when the vote would be held on the national referendum. Rep. Switzer responded in August 1988. If there is a negative vote the money collected will automatically be refunded. Senator Jergeson asked if Rep. Switzer had any objection to making the suspension permanent from January 1, 1988 through the effective date of the national checkoff so there would not have to be another bill next legislative session. Rep. Switzer referred the question to Dave Cogley, Legislative Researcher, who stated there is a provision in federal law where another referendum could be called in the future and it would take a certain amount of people being assessed to do this. Because of the potential future referendum he was not sure how long that federal checkoff would be in place so it would be difficult to exempt the state checkoff.

DISPOSITION OF HOUSE BILL 446: Senator Jergeson MOVED HB 446 BE CONCURRED IN. The motion carried. Senator Lybeck will carry the bill on the Senate floor.

CONSIDERATION OF HOUSE BILL 620: Representative Leo Giacometto, House District 24, stated this bill deals with the landowner's rights in a hearing procedure in a weed dispute. The law had

ROLL CALL

AGRICULTURE COMMITTEE

50th LEGISLATIVE SESSION -- 1987 Date 3-4-87

NAME	PRESENT	ABSENT	EXCUSED
ABRAMS, Hubert J.	✓		
BENGTSON, Esther G.	✓		
BECK, Tom	✓		
JERGESON, Greg	✓		
KOLSTAD, ALLEN C.			✓
LYBECK, Ray	✓		
STORY, Peter R.			
THAYER, Gene	✓		
GALT, Jack VICE CHAIRMAN			
BOYLAN, Paul CHAIRMAN	✓		

Each day attach to minutes.

DEPARTMENT OF LIVESTOCK

TED SCHWINDEN, GOVERNOR

CAPITOL STATION

STATE OF MONTANA

(406) 444-2023

HELENA, MONTANA 59620

SENATE AGRICULTURE
EXHIBIT NO. 1
DATE 3-4-87
BILL NO. HB446

Testimony
House Bill 446

The Department of Livestock favors this proposed legislation and are prepared to inact it's provisions.

Call Montana Livestock Crimestoppers 800-647-7464

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Ex #1

STANDING COMMITTEE REPORT

MARCH 4 19 87

MR. PRESIDENT

We, your committee on AGRICULTURE, LIVESTOCK & IRRIGATION

having had under consideration HOUSE BILL No. 446

third reading copy (blue color)

Switzer (Lybeck)

SUSPEND BEEF RESEARCH AND MARKETING ASSESSMENT

Respectfully report as follows: That HOUSE BILL No. 446

BE CONCURRED IN

~~DO PASS~~

~~DO NOT PASS~~

PAUL F. BOYLAN, Chairman.